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Attorneys for Plaintiff
TOSHIBA AMERICA MEDICAL
SYSTEMS, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

TOSHIBA AMERICA MEDICAL SYSTEMS,
INC., a California corporation,

Plaintiff,

v.

VOLUMETRICS MEDICAL IMAGING, LLC,
Defendant.

No. C 06-04393 SI

**STIPULATION AND [PROPOSED]
ORDER REGARDING
CONTINUANCE OF CASE
MANAGEMENT CONFERENCE**

Date: October 19, 2007
Time: 2:30 p.m.
Courtroom: 10
Judge: Hon. Susan Illston

1. The parties agree to continue the Case Management Conference in the above-entitled action until resolution of Toshiba America Medical Systems, Inc.'s ("TAMS") pending motion to dismiss for lack of standing of a related patent case involving both TAMS and VMI before the District Court in the Middle District of North Carolina, Greensboro Division, Civil Action No: 1:05CV00955. A hearing on that motion before Judge Tilley in Greensboro, North Carolina has been set on October 23, 2007.

2. The parties agree to promptly notify the Court upon entry of an order granting or denying TAMS's pending motion to dismiss, at which time, the parties will respectfully request a further Case Management Conference to be held 45 days after entry of said order.

DATED: October 9, 2007

Respectfully submitted,

HOWREY LLP

By: /s/Matthew F. Greinert

Matthew F. Greinert

Attorneys for Plaintiff

TOSHIBA AMERICA MEDICAL SYSTEMS, INC.

DATED: October 9, 2007

BERGESON LLP

By: /s/Donald P. Gagliardi

Donald P. Gagliardi

Bergeson, LLP

303 Almaden Blvd.

Suite 500

San Jose, CA 95110-2712

Appearing Specially for Defendant

VOLUMETRICS MEDICAL IMAGING, LLC

The case management conference has been continued to Friday, December 14, 2007, at 2:30 p.m. (joint statuement due one week prior)

IT IS ORDERED.

Dated: _____, 2007



HON. SUSAN ILLSTON

JUDGE OF THE UNITED STATES DISTRICT COURT

CERTIFICATION BY MATTHEW F. GREINERT PURSUANT TO GENERAL RULE NO. 45,**SECTION X. RE E-FILED ON BEHALF OF MULTIPLE SIGNATORIES**

1. I am an attorney licensed to practice law in the state of California, and am an Associate in the law firm of Howrey LLP, counsel for plaintiffs Toshiba America Medical Systems, Inc. The statements herein are made on my personal knowledge, and if called as a witness I could and would testify thereto.

2. The above e-filed document contains multiple signatures. I declare that concurrence has been obtained from each of the other signatories to file this jointly prepared document with the Court. Pursuant to General Rule No. 45, I shall maintain records to support this concurrence for subsequent production for the Court if so ordered, or for inspection upon request by a party until one year after final resolution of the action (including appeal, if any).

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct on October 9, 2007.

/s/Matthew F. Greinert
Matthew F. Greinert